

IC 25-2.1-5**Chapter 5. Permits for Firms****IC 25-2.1-5-1**

Sec. 1. The board shall grant or renew a permit to practice accountancy to a firm that applies and meets the requirements under this chapter.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-2

Sec. 2. An initial and renewed certificate expires at the earlier of the following:

- (1) Three (3) years after issuance.
- (2) At a time established by the board.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-3

Sec. 3. (a) An application for a certificate must be made:

- (1) in a form; and
- (2) in the case of an application for renewal, between the dates the board specifies.

(b) The board shall grant or deny an application within ninety (90) days after the application is properly filed.

(c) When the applicant seeks the opportunity to show that issuance or renewal of a certificate was mistakenly denied, or when the board is not able to determine whether a certificate should be granted or denied, the board may issue to the applicant a temporary certificate that expires ninety (90) days after issuance or when the board determines whether to issue or renew the certificate.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-4

Sec. 4. An applicant for initial issuance or renewal of a permit to practice under this chapter must show that each partner, member, officer, or shareholder who regularly works in Indiana, and each employee holding a certificate who regularly works in Indiana, except employees who have not yet accumulated sufficient experience to qualify for a certificate under IC 25-2.1-3-10, holds a valid individual certificate issued under IC 25-2.1-4 and that each other partner, member, officer, or shareholder holds a certificate and is licensed to practice accountancy in another state.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-5

Sec. 5. An applicant for initial issuance or renewal of a permit to practice under this chapter must:

- (1) register each office of the firm within Indiana with the board; and
- (2) show that each office is under the charge of an individual holding a valid certificate issued under IC 25-2.1-4.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-6

Sec. 6. The board shall establish fees under IC 25-1-8-2.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-7

Sec. 7. An applicant for initial issuance or renewal of a permit under this chapter shall:

- (1) list each state in which the applicant has applied for or holds a permit to practice accountancy; and
- (2) notify the board in writing, not more than thirty (30) days after a change:
 - (A) in the identities of partners, members, officers, or shareholders who work regularly in Indiana;
 - (B) in the number or location of offices in Indiana;
 - (C) in the identity of the individuals in charge of the offices; and
 - (D) of the issuance, denial, revocation, or suspension of a permit by another state.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-8

Sec. 8. (a) The board may adopt rules that require as a condition to renew a permit under this chapter, that an applicant undergo, not more than once every three (3) years, a quality review conducted in a manner the board specifies.

- (b) If the board adopts rules under subsection (a) the rules must:
- (1) be adopted reasonably in advance of the time when a quality review first becomes effective;
 - (2) include reasonable provision for compliance by an applicant showing that the applicant has in the preceding three (3) years undergone a quality review that is a satisfactory equivalent to the quality review required under this section;
 - (3) require, with respect to quality reviews under subdivision (2), that the quality review be subject to review by an oversight body established or sanctioned by the board that shall periodically report to the board on the effectiveness of the review program and provide to the board a listing of firms that have participated in a quality review program; and
 - (4) require, with respect to quality reviews under subdivision (2), that:
 - (A) the proceedings, records, and work papers of a review committee are privileged and are not subject to discovery, subpoena, or other means of legal process or introduction into evidence in a civil action, arbitration, administrative proceeding, or Indiana board of accountancy proceeding; and
 - (B) that a member of the review committee or individual who was involved in the quality review process is not permitted or required to testify in a civil action, arbitration, administrative proceeding, or Indiana board of accountancy proceeding on matters:
 - (i) produced, presented, disclosed or discussed during, or in

connection with, the quality review process; or
(ii) that involve findings, recommendations, evaluations,
opinions, or other actions of the committee or a committee
member.

As added by P.L.30-1993, SEC.7.

IC 25-2.1-5-9

Sec. 9. (a) Notwithstanding section 8(4)(B) of this chapter, information, documents, or records that are publicly available are not immune from discovery or use in any civil action, arbitration, administrative proceeding, or Indiana board of accountancy proceeding merely because they were presented or considered in connection with the quality review process.

(b) Any:

(1) materials prepared in connection with a particular engagement merely because they happen to subsequently be presented or considered as part of the quality review process; or

(2) dispute between review committees and individuals or firms subject to a quality review arising from the performance of the quality review;

are not privileged.

As added by P.L.30-1993, SEC.7.